

STATE OF CALIFORNIA  
THE RESOURCES AGENCY  
STATE WATER RESOURCES CONTROL BOARD  
**DIVISION OF WATER RIGHTS**

**ORDER**

9042

LICENSE 5692

APPLICATION 13919

PERMIT

ORDER ALLOWING CHANGE IN PLACE OF USE

WHEREAS:

1. License 5692 was issued to Maxwell Irrigation District and was filed with the County Recorder of Colusa County on April 13, 1959.
2. A petition for change in place of use has been filed with the State Water Resources Control Board and said Board has determined that good cause has been shown.
3. The Board has determined that the petitioned changes do not constitute the initiation of a new right nor operate to the injury of any other lawful user of water.

NOW, THEREFORE, IT IS ORDERED THAT:

1. The place of use under this license shall be as follows:

Gross area of 6,813 acres within Sections 9, 10, 15 and 16, T17N, R2W; Sections 4, 5, 6, 7, 8, 17, 18 and 19, T16N, R2W and Sections 1, 12 and 13, T16N, R3W, all within MDB&M, as shown on a map on file with the State Water Resources Control Board.

Dated: JANUARY 15 1982

*for L. D. Johnson*  
Raymond Walsh, Chief  
Division of Water Rights



STATE OF CALIFORNIA—STATE WATER RIGHTS BOARD

License for Diversion and Use of Water

APPLICATION 13919

PERMIT 9042

LICENSE 5692

THIS IS TO CERTIFY, That

Maxwell Irrigation District  
P. O. Box 182  
Colusa, California

has made proof as of May 7, 1958  
(the date of inspection) to the satisfaction of the State Water Rights Board of a right to the use of the water of  
Lurline Creek in Colusa County

tributary to Colusa Trough (Reclamation District 2047 Main Canal)

for the purpose of irrigation and recreational (duck club) uses  
under Permit 9042 of the State Water Rights Board and that said right to the use of said water has been  
perfected in accordance with the laws of California, the Rules and Regulations of the State Water Rights Board and the  
terms of the said permit; that the priority of the right herein confirmed dates from August 25, 1950  
and that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited  
to the amount actually beneficially used for said purposes and shall not exceed eleven and six-tenths (11.6)  
cubic feet per second to be diverted from about May 1 to about December 1 of each  
year.

The point of diversion of such water is located :

North eighty-six degrees thirty-nine minutes east (N86°39'E) one thousand three  
hundred thirty-seven (1337) feet from W $\frac{1}{4}$  corner of Section 19, T16N, R2W, MDB&M,  
being within SE $\frac{1}{4}$  of NW $\frac{1}{4}$  of said Section 19.

A description of the lands or the place where such water is put to beneficial use is as follows:

2035.9 acres within Sections 7, 18 and 19, T16N, R2W, MDB&M and within Sections 12  
and 13, T16N, R3W, MDB&M within the boundaries of Maxwell Irrigation District as  
shown on map filed with State Water Rights Board.

All rights and privileges under this license including method of diversion, method of use and quantity of water  
diverted are subject to the continuing authority of the State Water Rights Board in accordance with law and in the  
interest of the public welfare to prevent waste, unreasonable use, unreasonable method of use or unreasonable method of  
diversion of said water.

Reports shall be filed promptly by licensee on appropriate forms which will be provided for the purpose from time  
to time by the State Water Rights Board.

The right hereby confirmed to the diversion and use of water is restricted to the point or points of diversion herein  
specified and to the lands or place of use herein described.

*This license is granted and licensee accepts all rights herein confirmed subject to the following provisions of the Water Code:*

Section 1625. Each license shall be in such form and contain such terms as may be prescribed by the board.

Section 1626. All licenses shall be under the terms and conditions of this division (of the Water Code).

Section 1627. A license shall be effective for such time as the water actually appropriated under it is used for a useful and beneficial purpose in conformity with this division (of the Water Code) but no longer.

Section 1628. Every license shall include the enumeration of conditions therein which in substance shall include all of the provisions of this article and the statement that any appropriator of water to whom a license is issued takes the license subject to the conditions therein expressed.

Section 1629. Every licensee, if he accepts a license does so under the conditions precedent that no value whatsoever in excess of the actual amount paid to the State therefor shall at any time be assigned to or claimed for any license granted or issued under the provisions of this division (of the Water Code), or for any rights granted or acquired under the provisions of this division (of the Water Code), in respect to the regulation by any competent public authority of the services or the price of the services to be rendered by any licensee or by the holder of any rights granted or acquired under the provisions of this division (of the Water Code) or in respect to any valuation for purposes of sale to or purchase, whether through condemnation proceedings or otherwise, by the State or any city, city and county, municipal water district, irrigation district, lighting district, or any political subdivision of the State, of the rights and property of any licensee, or the possessor of any rights granted, issued, or acquired under the provisions of this division (of the Water Code).

Section 1630. At any time after the expiration of twenty years after the granting of a license, the State or any city, city and county, municipal water district, irrigation district, lighting district, or any political subdivision of the State shall have the right to purchase the works and property occupied and used under the license and the works built or constructed for the enjoyment of the rights granted under the license.

Section 1631. In the event that the State, or any city, city and county, municipal water district, irrigation district, lighting district, or political subdivision of the State so desiring to purchase and the owner of the works and property cannot agree upon the purchase price, the price shall be determined in such manner as is now or may hereafter be provided by law for determining the value of property taken in eminent domain proceedings.

APR 10 '59

Dated:

*L. K. Hill*  
L. K. Hill  
Executive Officer

LICENSE  
TO APPROPRIATE WATER  
ISSUED TO Maxwell Irrigation District  
DATED APR 10 '59

LICENSE 5692  
STATE OF CALIFORNIA  
STATE WATER RIGHTS BOARD